

ALASKA PUBLIC OFFICES COMMISSION
MINUTES
REGULAR COMMISSION MEETING
AUGUST 13, 2014

A regular meeting of the Alaska Public Offices Commission came to order at 10:00 a.m. on Wednesday, August 13, 2014. The meeting was held at the Anchorage APOC office at 2221 E. Northern Lights Blvd., Room 128, Anchorage, Alaska.

Brackets [] indicate an agenda item number and that an information packet is included in the meeting binder. Asterisks * indicate that no information was included in the meeting binder.

In Attendance:

Commission: Kenneth Kirk – Chair
Vance Sanders – Vice Chair
Elizabeth J. Hickerson – Commissioner (Telephonic)
Ronald King – Commissioner
Irene Catalone – Commissioner

Staff: Paul Dauphinais – Executive Director
Jerry Anderson – Assistant Director
Joan Mize – Juneau Program Coordinator (Telephonic)
Heather Hebdon – Campaign Disclosure Coordinator, Candidates
Thomas Lucas – Campaign Disclosure Coordinator, Groups
July Lam – Financial Disclosure Coordinator
Delight Mellis – Paralegal II
Tamara Douglas – Paralegal II
Maria Bulfa – Law Office Assistant II
Michael Schwahn – Law Office Assistant I

In-Person Attendees:

Bill Milks - Assistant Attorney General, Dept. of Law
Representative Les Gara – AO 14-11-CD
Martin Weinstein – AO 14-11-LOB

14-04-CD, Randy Ruedrich v. Anchorage Republican Women's Club

Randy Ruedrich – Complainant
Stacey Stone, Holmes, Weddle, & Barcott, Counsel for
Respondent Anchorage Republican Women's Club
Julie Papasavas, Treasurer for Anchorage Rep Women's Club
Judy Eledge, President for Anchorage Rep Women's Club

ON RECORD: 10:00 a.m.

Chair Kirk called the meeting to order.

Approval of the Agenda [*]

The Commission approved the agenda as revised.

Approval of Meeting Minutes [1]

July 16, 2014 – meeting minutes

Commissioner Catalone moved to approve the meeting minutes as written.

Commissioner King seconded the motion.

The Commission voted 4-0 to approve the July 16, 2014 meeting minutes as written.

Approve Proposed Regulations Package [7]

The proposed regulation package was presented by Jerry Anderson, APOC staff.

Commissioner King moved to postpone the discussion and approval of the above matter until the next regular meeting.

Commissioner Catalone seconded the motion.

The Commission voted 5-0 to approve to postpone the discussion and approval of the above matter until the next regular meeting.

OFF RECORD: 10:25 a.m.

Break

ON RECORD: 10:34 a.m.

Vice Chair Sanders joined the meeting at 10:30 a.m.

Advisory Opinion Request

AO 14-11-CD, Representative Les Gara [6]

The staff draft advisory opinion was presented by Heather Hebdon, APOC staff.

Representative Les Gara, appeared in person and gave a statement regarding the above Advisory Opinion Request and answered questions from the Commission.

The Commission took the above matter under advisement.

AO 14-10-LOB, Conoco-Phillips [3]

The staff draft advisory opinion was presented by Brenda (Joan) Mize, APOC staff.

The Commission took the above matter under advisement.

OFF RECORD: 10:50 a.m.

Break

ON RECORD: 10:50 a.m.

Complaint

14-04-CD, Randy Ruedrich v. Anchorage Rep. Women's Club [4]

The consent agreement was presented by Jerry Anderson, APOC staff. The following individuals were present in person, gave statements in support of the consent agreement and answered questions by the Commission: Randy Ruedrich, Complainant, and Stacey Stone, Holmes, Weddle, & Barcott, Counsel for Respondent Anchorage Republican Womens Club.

**Commissioner Hickerson moved to approve the Consent Agreement as written.
Commissioner Sanders seconded the motion.
The Commission voted 5-0 to approve the Consent Agreement as written.**

**OFF RECORD: 11:14 a.m.
Deliberation/Public Comment/Lunch
ON RECORD: 1:00 p.m.**

Public Comment Period [*]

No public comments were received.

Consent Agenda, POFD Civil Penalty Appeals & Referrals to Attorney General Office [5]

The staff recommendations regarding the consent agenda were presented by July Lam, APOC staff. Ms. Lam noted on the public record that Ms. Elaine Kookesh came in the office today and paid her assessed civil penalty. This item was then removed from consideration.

The following individual was removed from the consent agenda for the commission to consider separately:

#3 Clarence Alexander, City Council member for City of Fort Yukon

The Commission approved the remaining items on the consent agenda:

#1 Patrick Corkery, Board member for Alaska Broadcasting Commission

#4 Tanya Bitonti, City Council member for City of Hydaburg,

#5 Toni Bitonti, City Council member for City of Hydaburg

#6 Trevor Hill, School Board member for City of Hoonah

Commissioner Sanders moved to approve the staff recommendations for the remaining items on the consent agenda as amended.

Commissioner King seconded the motion.

The Commission voted 5-0 to approve the remaining items on the consent agenda as amended.

Due to professional conflict Commissioner Sanders recused himself from voting on Tanya Bintonti matter.

The Commission asked Staff to provide further information on the filing history of the following individual and decided that this item will be considered at the next schedule Commission meeting:

#3 Clarence Alexander, City Council member for City of Fort Yukon

The Commission went off the public record to deliberate.

OFF RECORD: 1:15 p.m.

Deliberation

ON RECORD: 1:30 p.m.

Consent Agenda, Group Civil Penalty Appeals & Referrals to Attorney General Office [*]

The staff recommendations regarding the consent agenda were presented by Jerry Anderson and Tamara Douglas, APOC staff.

The following items were removed from the consent agenda for the Commission to consider separately:

#1 Building & Construction Trade Council

#3 & #4 Carpenters Legislative Improvement Committee Part A and B

#5 Colville Holding LLC

#6 Hal Gazaway

Based upon a request from staff the Commission removed #2 Campaign to Regulate Marijuana Like Alcohol from the consent agenda to discuss at the next scheduled Commission meeting.

Commissioner Sanders moved to remove all remaining items from the consent for the Commission to consider each separately.

Commissioner King seconded the motion.

The Commission voted 5-0 to remove the remaining items from the consent agenda for the Commission to consider each separately.

Building & Construction Trade Council

LATE REPORT:	Statement Contribution 15-5
MAXIMUM CIVIL PENALTY:	\$12,000 as filed 240 days late @\$50 a day
STAFF RECOMMENDATION:	Reduce by \$11,950 to \$50

The Commission took the above matter under advisement.

Carpenters Legislative Improvement Part A

LATE REPORT:	2014 Campaign Registration
MAXIMUM CIVIL PENALTY:	\$1,250 as filed 25 days late @\$50 a day
STAFF RECOMMENDATION:	Reduce by 75% to \$312.50

Carpenters Legislative Improvement Part B

LATE REPORT:	2014 7D Campaign Disclosure Report
MAXIMUM CIVIL PENALTY:	\$3,000 as filed 6 days late @\$50 a day
STAFF RECOMMENDATION:	Reduce by 75% to \$750

The Commission requested clarification of the process used in assessing the civil penalty from the staff and considered continuing items #3 and #4 Carpenters Legislative Improvement Part A & B to the next scheduled Commission meeting.

Commissioner King moved to continue the discussion of item #3 & #4 to the next scheduled Commission meeting.

Commissioner Catalone seconded the motion.

The Commission voted 4-1 to approve moving items #3 and #4 Carpenters Legislative Improvement Part A & B to the next scheduled Commission meeting.

Colville Holding, LLC

LATE REPORT:	Statement Contribution 15-5
MAXIMUM CIVIL PENALTY:	\$2,650 as filed 53 days late @\$50 a day
STAFF RECOMMENDATION:	Reduce by \$2,600 to \$50

The Commission took the above matter under advisement.

Hal Gazaway

LATE REPORT:	Statement Contribution 15-5
MAXIMUM CIVIL PENALTY:	\$9,400 as filed 188 days late @\$50 a day
STAFF RECOMMENDATION:	Reduce by \$9,350 to \$50

The Commission took the above matter under advisement.

Commissioner Sanders moved to go off the public record to deliberate.

Commissioner King moved seconded the motion.

The Commission voted 5-0 to approve to go off the public record to deliberate.

OFF RECORD: 2:45 p.m.

Deliberation

The Commission did not return to the public record after executive session.